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COMMONWEALTH OF VIRGINIA

STATE CORPORATION COMMISSION

AT RICHMOND, JUNE 25, 1999

APPLICATION OF

BELL ATLANTIC-VIRGINIA, INC.

CASE NO. PUC990101

For approval of its Network
Services Interconnection Tariff,
S.C.C.-Va.-No. 218

ORDER ACCEPTING TARIFF ON INTERIM BASIS
AND OPENING INVESTIGATION

On May 28, 1999, Bell Atlantic-Virginia, Inc. ("BA-VA" or "the Company") filed with the Commission's Division of Communications a proposed Network Services Interconnection Tariff ("collocation tariff"). The proposed effective date of the collocation tariff is June 28, 1999. On June 23, 1999, the Commission's Staff ("the Staff"), by counsel, filed a motion requesting that a proceeding be initiated for an investigation of the proposed collocation tariff, and that the tariff be permitted to go into effect on an interim basis only with the rates, charges, terms, and conditions provided therein subject to refund and/or modification.

BA-VA's filing states that its collocation tariff sets forth the terms, conditions, and pricing for collocation services under which it offers to provide any requesting competitive local exchange carrier ("CLEC") pursuant to § 251 of

the Telecommunications Act of 1996 ("the Act"). The Company further states that the rates and charges in the proposed tariff were developed in accordance with the methodology established in the Commission's pricing proceeding for the Company in Case No. PUC970005.

The Staff motion asserts that, based on its preliminary analysis of the filing, BA-VA's collocation tariff may include rates, terms, and conditions for collocation that are not just, reasonable, and nondiscriminatory, contrary to the requirements of § 251(c)(6) of the Telecommunications Act of 1996. The Staff further states that CLECs will have a critical interest in the terms, conditions, and pricing proposed in BA-VA's collocation tariff and should be provided an opportunity to comment on the filing.

NOW THE COMMISSION, upon consideration of BA-VA's filing, the Staff's motion, and the applicable law, is of the opinion that the Staff motion should be granted. We will permit BA-VA's collocation tariff to go into effect on an interim basis with rates and terms subject to refund and/or modification, and we will establish a procedural schedule for investigation to determine whether the tariff provides for collocation on just, reasonable, and nondiscriminatory prices, terms and conditions.

BA-VA and any interested parties participating in this proceeding should comment on whether BA-VA's proposed

collocation tariff complies with the Act, Federal Communications Commission ("FCC") requirements, and the Commission's determinations in Case No. PUC970005, and whether such a tariff filing reviewed outside an arbitration proceeding initiated under § 252 of the Act must or should comply with the Act and FCC requirements. We further encourage any interested parties that object to certain terms in the collocation tariff to propose in their comments alternative tariff language they deem appropriate. Accordingly,

IT IS THEREFORE ORDERED THAT:

- (1) This matter is docketed and assigned Case No. PUC990101;
- (2) BA-VA's Network Services Interconnection Tariff (S.C.C.-Va.-No. 218) is approved for implementation on an interim basis, subject to refunds of collocation charges and/or modifications in collocation terms and arrangements, effective June 28, 1999;
- (3) BA-VA shall promptly furnish a copy of its proposed collocation tariff to any person requesting a copy. Requests should be directed to Warner F. Brundage, Jr., Vice President, General Counsel, and Secretary, Bell Atlantic-Virginia, Inc., 600 East Main Street, 11th Floor, Richmond, Virginia 23219;
- (4) On or before July 20, 1999, BA-VA shall file comments on the issues identified in this order. BA-VA shall also at

this time file any other supporting documentation it wishes to rely on to support its collocation tariff;

(5) On or before August 20, 1999, any interested party may file comments and a request for hearing on BA-VA's collocation tariff and the issues identified in this order. Any request for hearing should provide an explanation of why the issues cannot be adequately addressed in written comments. Parties shall file an original and fifteen (15) copies of their comments (and requests for hearing) with the Clerk of the State Corporation Commission, Document Control Center, P.O. Box 2118, Richmond, Virginia 23218, referencing Case No. PUC990101, and must serve a copy on BA-VA's counsel at the address provided in paragraph (3) above;

(6) On or before September 15, 1999, the Staff may file a response to the issues identified in this order and the comments of the parties, including any recommendations on further procedural action;

(7) BA-VA may file a response to comments filed by interested parties and the Staff on or before October 1, 1999;

(8) Discovery shall be in accordance with Part VI of the Commission's Rules of Practice and Procedure, except that responses to interrogatories or requests for production of documents shall be made within ten (10) calendar days of service.